Wednesday, September 15, 2021

Hearing Room

301

9:30 AM

1: - Chapter

#0.00 You will not be permitted to be physically present in the courtroom. All appearances for this calendar will be via Zoom and not via Court Call. All parties participating in these hearings may connect from the zoom link listed below. This service is free of charge. You may participate using a computer or telephone.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Join CACB ZoomGov Meeting

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Password: 936856

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Meeting ID: 160 348 0042

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Hearing Room

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CONT... Chapter

Tentative Ruling:

- NONE LISTED -

Wednesday, September 15, 2021

Hearing Room

301

9:30 AM

1:20-11600 Florence Estella Johnson

Chapter 13

#1.00 Motion for relief from stay [RP]

THE MONEY SOURCE INC.

VS

DEBTOR

fr. 4/7/21; 5/5/21; 8/18/21

Stip re adequate protection filed 8/19/21

Docket 50

*** VACATED *** REASON: Order approving stip entered 8/24/21. {Dkt.

64]

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Florence Estella Johnson Represented By

R Grace Rodriguez

Movant(s):

The Money Source Inc Represented By

Kirsten Martinez Austin P Nagel

Trustee(s):

Elizabeth (SV) F Rojas (TR) Pro Se

Wednesday, September 15, 2021

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9:30 AM

1:21-11023 Debra Azer Kaye

Chapter 7

#2.00 Motion for relief from stay [UD]

EL PEGASUS LLC VS DEBTOR

Docket 12

Tentative Ruling:

Grant relief from stay pursuant to 11 U.S.C. § 362(d)(1).

Movant (and any successors or assigns) may proceed under applicable nonbankruptcy law to enforce its remedies to obtain possession of the property.

The Court will **NOT** waive the stay under FRBP 4001(a)(3).

Pursuant to 11 U.S.C. § 362(k), the debtor may file a motion for damages for any violations of the automatic stay arising from movant's alleged prosecution of the unlawful detainer action after the petition date and before the effective date of the Court's order granting relief from the automatic stay (taking into account the stay under FRBP 4001(a)).

By granting relief from the automatic stay at this time, the Court is not deciding if any prior violations of the automatic stay occurred, nor is the Court annulling the automatic stay that arose on the filing of the debtor's bankruptcy petition.

The order is binding and effective in any bankruptcy case commenced by or against any debtor who claims any interest in the property for a period of 180 days from the hearing of this motion.

Any other request for relief is denied.

Movant must submit the order within seven (7) days.

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CONT... Debra Azer Kaye

Chapter 7

Movant must include the following provision in the order: "This order does not terminate any moratorium on evictions, foreclosures or similar relief. Nothing in this order should be construed as making any findings of fact or conclusions of law regarding the existence of, or merits of any dispute regarding, any such moratorium."

Party Information

Debtor(s):

Debra Azer Kaye Pro Se

Movant(s):

El Pegasus, LLC Represented By

Louis J Esbin

Trustee(s):

Diane C Weil (TR) Pro Se

Wednesday, September 15, 2021

Hearing Room

301

9:30 AM

1:21-11080 Edgar Janoyan

Chapter 7

#3.00 Motion for relief from stay [PP]

BMW BANK OF NORTH AMERICA

VS

DEBTOR

Docket 17

Tentative Ruling:

Grant relief from stay pursuant to 11 U.S.C. § 362(d)(1) and (d)(2).

Movant (and any successors or assigns) may proceed under applicable nonbankruptcy law to enforce its remedies to repossess and sell the property.

The 14-day stay prescribed by FRBP 4001(a)(3) is waived.

Movant must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and movant will be so notified.

Party Information

Debtor(s):

Edgar Janoyan Represented By

Richard A Avetisyan

Movant(s):

BMW Bank of North America Represented By

Marjorie M Johnson

Trustee(s):

Amy L Goldman (TR) Pro Se

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9:30 AM

1:19-10428 Mary Godoy Lozano

Chapter 13

#4.00 Motion for relief from stay [PP]

VW CREDIT LEASING, LTD

VS

DEBTOR

Docket 29

Tentative Ruling:

Grant relief from stay pursuant to 11 U.S.C. § 362(d)(1).

Movant (and any successors or assigns) may proceed under applicable nonbankruptcy law to enforce its remedies to repossess and sell the property.

The 14-day stay prescribed by FRBP 4001(a)(3) is waived.

Movant must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and movant will be so notified.

Party Information

Debtor(s):

Mary Godoy Lozano Represented By

Steven A Alpert

Movant(s):

VW Credit Leasing, Ltd., as serviced Represented By

Austin P Nagel

Trustee(s):

Elizabeth (SV) F Rojas (TR) Pro Se

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9:30 AM

1:21-10564 Nancy Osipo-Peera

Chapter 13

#5.00 Motion for relief from stay [PP]

TOYOTA LEASE TRUST

VS

DEBTOR

Docket 29

Tentative Ruling:

Grant relief from stay pursuant to 11 U.S.C. § 362(d)(1).

Movant (and any successors or assigns) may proceed under applicable nonbankruptcy law to enforce its remedies to repossess and sell the property.

The 14-day stay prescribed by FRBP 4001(a)(3) is waived.

Movant must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and movant will be so notified.

Party Information

Debtor(s):

Nancy Osipo-Peera Represented By

Aris Artounians

Movant(s):

Toyota Lease Trust, as serviced by Represented By

Austin P Nagel

Trustee(s):

Elizabeth (SV) F Rojas (TR) Pro Se

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9:30 AM

1:20-10173 Sally Beltran

Chapter 13

#6.00 Motion for relief from stay [RP]

NATIONSTAR MORTGAGE LLC

VS

DEBTOR

Stip for adequate protection filed 9/9/21

Docket 71

*** VACATED *** REASON: Order approving stipulation entered 9/9/21.

[Dkt. 77]

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Sally Beltran Represented By

Rabin J Pournazarian

Movant(s):

U.S. Bank National Association, as Represented By

Jennifer C Wong

Trustee(s):

Elizabeth (SV) F Rojas (TR) Pro Se

Judge Victoria Kaufman, Presiding Courtroom 301 Calendar

Wednesday, September 15, 2021

Hearing Room

301

1:30 PM

1:18-10417 Deborah Lois Adri

Chapter 7

Adv#: 1:19-01128 Miller, Chapter 7 Trustee v. Yaspan

#7.00 Pretrial conference re: complaint for breach of fiduciary duty

fr. 1/8/20; 3/4/20; 3/25/20; 5/6/20; 5/20/20; 2/10/21; 6/9/21

STIP TO CONTINUED FILED 9/3/21

Docket

*** VACATED *** REASON: Order approving stipulation to continue to 12/15/21 [doc. 62].

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Deborah Lois Adri Represented By

Nina Z Javan

Daniel J Weintraub James R Selth

Defendant(s):

Robert Yaspan Pro Se

Plaintiff(s):

Elissa D Miller, Chapter 7 Trustee Represented By

Larry W Gabriel

Trustee(s):

Elissa Miller (TR) Represented By

Cathy Ta

Larry W Gabriel

Wednesday, September 15, 2021

Hearing Room

301

1:30 PM

1:18-11620 Antoine R Chamoun

Chapter 7

Adv#: 1:19-01105 Seror, Chapter 7 Trustee v. Chamoun et al

#8.00 Status conference re: first amended complaint: (1) To avoid and recover fraudulent transfers for the benefit of the estate; (2) To Avoid and recover preferential transfers for the benefit of the estate; (3) For breach of contract; (4) Turnover of estate property; and (5) Unjust enrichment

fr. 11/20/19; 6/17/20; 8/19/20; 9/23/20; 12/9/20(stip); 3/24/21(stip) 5/12/21; 7/14/21

STIP TO CONTINUE FILED 9/9/21 - jc

Docket 27
*** VACATED *** REASON: continued per stipulation to 10/20/21 at 1:30 p.m.

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Antoine R Chamoun Represented By

William H Brownstein

Defendant(s):

Walid R. Chamoun Pro Se
Patricia Chamoun Pro Se

Plaintiff(s):

David Seror, Chapter 7 Trustee Represented By
Richard Burstein

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<u>1:30 PM</u>

CONT... Antoine R Chamoun

Chapter 7

Trustee(s):

David Seror (TR)

Represented By Richard Burstein Jorge A Gaitan

Courtroom 301 Calendar

Wednesday, September 15, 2021

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1:30 PM

1:18-13024 Kenneth C. Scott

Chapter 13

Adv#: 1:19-01046 Hopper v. Scott et al

- **#9.00** Status conference re third amended complaint for:
 - (1) Avoidance of Transfer in Fraud of Creditors [Cal Civ. Code sections 3439, *et seq.*];
 - (2) Breach of Written Contract;
 - (3) Reimbursement of Business Expenses [Cal. Lab. Code section 2802];
 - (4) Unlawful Deductions from Wages [Cal. Lab. Code sections 216, 221];
 - (5) Fraud & Deceit [Cal. Civ. Code sections 1572-1573, 1709-1710];
 - (6) Conversion;
 - (7) Declaratory Relief Re Nondischargeability of Fraud Damages [11 U.S.C. § 523(a)(2)]

Wrongful Constructive Termination in Violation of Public Policy;

- (8) Waiting Time Penalties [Cal. Lab. Code § 203];
- (9) Unlawful Retaliation [Cal. Lab. Code § 1102.5]
- (10) Unlawful Retaliation [Cal. Lab. Code § 98.6]
- (11) Failure to Maintain and Timely Produce Personnel Records [Cal. Lab. Code § 1198.5(k)];
- (12) Failure to Maintain and Timely Produce Wage and Hour Records [Cal. Lab. Code § 226(f)];
- (13) Wrongful Constructive Termination in Violation of Public Policy
- (14) Unfair Business Practices [Cal. Bus. & Prof. Code, §§ 17200, et seq.]
- fr. 9/4/19; 10/2/19; 10/16/19; 11/13/19; 2/5/20; 2/26/20; 3/4/20; 3/18/20; 4/1/20; 4/8/20; 5/6/20; 6/3/20; 7/29/20;11/4/20; 1/20/21; 3/24/21; 5/5/21; 6/16/21; 7/28/21

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CONT... Kenneth C. Scott Chapter 13

62 Docket

*** VACATED *** **REASON: Order Reassigning case to Judge Mund**

entered 8/11/21.

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Kenneth C. Scott Represented By

Arash Shirdel

Defendant(s):

Kenneth C. Scott Represented By

Arash Shirdel

My Private Practice, Inc. a Represented By

Arash Shirdel

Kenneth Scott, PSY.D. a California Represented By

Arash Shirdel

Plaintiff(s):

Represented By H. Samuel Hopper

Daniel Parker Jett

Trustee(s):

Elizabeth (SV) F Rojas (TR) Pro Se

Wednesday, September 15, 2021

Hearing Room

301

1:30 PM

1:19-11696 Peter M. Seltzer

Chapter 7

Adv#: 1:21-01037 Weil v. Burr

#10.00 Status conference re: complaint for:

- 1. Avoidance of fraudulent transfer (Constructive Fraud); and
- 2. Recovery of avoided transfer

Docket

Tentative Ruling:

The plaintiff has not filed proof of service of the summons or the complaint. If the plaintiff did not timely serve the summons and the complaint on the defendant, i.e., within seven days of issuance of the summons, the plaintiff must request Another Summons from the Court. The plaintiff can obtain Another Summons by filing form F 7001-1.2.REQUEST.ANOTHER.SUMMONS, located on the Court's website. Upon receiving the filing of the Request that the Clerk Issue Another Summons and Notice of Status Conference, the Clerk will issue Another Summons.

The Another Summons must be served upon the defendant within 7 days of its issuance by the Court, pursuant to Fed. R. Bankr. P. 7004 and Local Bankr. R. 7004-1(b). The plaintiff must attach to the Another Summons a copy of the complaint and a copy of Judge Kaufman's Status Conference Instructions.

To demonstrate proper service of the Another Summons and the complaint and instructions to be served with that summons, the plaintiff must file a <u>signed</u> proof of service indicating that the Another Summons and the documents to be served with that summons were timely served on the defendants. If the plaintiffs can obtain an issued Another Summons from the Court by September 30, 2021, the status conference will be continued to **1:30 p.m. on November 24, 2021**.

Party Information

Debtor(s):

Peter M. Seltzer

Represented By Misty A Perry Isaacson

Judge Victoria Kaufman, Presiding Courtroom 301 Calendar

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CONT... Peter M. Seltzer

Chapter 7

Defendant(s):

Brian Burr Pro Se

Plaintiff(s):

Diane Weil Represented By

Tamar Terzian

Trustee(s):

Diane C Weil (TR) Represented By

David Seror Jorge A Gaitan Jessica L Bagdanov Tamar Terzian

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1:30 PM

1:19-11696 Peter M. Seltzer

Chapter 7

Adv#: 1:21-01038 Weil v. Genesis Media, LLC, a Nevada Limited Liability Com

#11.00 Status conference re: complaint for:

- 1. Avoidance of fraudulent transfer (Constructive Fraud); and
- 2. Recovery of avoided transfer

Docket

Tentative Ruling:

The plaintiff has not filed proof of service of the summons or the complaint. If the plaintiff did not timely serve the summons and the complaint on the defendant, i.e., within seven days of issuance of the summons, the plaintiff must request Another Summons from the Court. The plaintiff can obtain Another Summons by filing form F 7001-1.2.REQUEST.ANOTHER.SUMMONS, located on the Court's website. Upon receiving the filing of the Request that the Clerk Issue Another Summons and Notice of Status Conference, the Clerk will issue Another Summons.

The Another Summons must be served upon the defendant within 7 days of its issuance by the Court, pursuant to Fed. R. Bankr. P. 7004 and Local Bankr. R. 7004-1(b). The plaintiff must attach to the Another Summons a copy of the complaint and a copy of Judge Kaufman's Status Conference Instructions.

To demonstrate proper service of the Another Summons and the complaint and instructions to be served with that summons, the plaintiff must file a <u>signed</u> proof of service indicating that the Another Summons and the documents to be served with that summons were timely served on the defendants. If the plaintiffs can obtain an issued Another Summons from the Court by September 30, 2021, the status conference will be continued to **1:30 p.m. on November 24, 2021**.

Party Information

Debtor(s):

Peter M. Seltzer

Represented By

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CONT... Peter M. Seltzer

Chapter 7

Misty A Perry Isaacson

Defendant(s):

Genesis Media, LLC, a Nevada Pro Se

Plaintiff(s):

Diane Weil Represented By

Tamar Terzian

Trustee(s):

Diane C Weil (TR)

Represented By

David Seror Jorge A Gaitan Jessica L Bagdanov Tamar Terzian

Wednesday, September 15, 2021

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1:30 PM

1:19-11696 Peter M. Seltzer

Chapter 7

Adv#: 1:21-01039 Weil v. Harris

#12.00 Status conference re: complaint for:

- 1. Breach of contract:
- 2. Avoidance of fraudulent transfers (Constructive Fraud);
- 3. Recovery of avoided transfers

Docket 1

Tentative Ruling:

The plaintiff has not filed proof of service of the summons or the complaint. If the plaintiff did not timely serve the summons and the complaint on the defendant, i.e., within seven days of issuance of the summons, the plaintiff must request Another Summons from the Court. The plaintiff can obtain Another Summons by filing form F 7001-1.2.REQUEST.ANOTHER.SUMMONS, located on the Court's website. Upon receiving the filing of the Request that the Clerk Issue Another Summons and Notice of Status Conference, the Clerk will issue Another Summons.

The Another Summons must be served upon the defendant within 7 days of its issuance by the Court, pursuant to Fed. R. Bankr. P. 7004 and Local Bankr. R. 7004-1(b). The plaintiff must attach to the Another Summons a copy of the complaint and a copy of Judge Kaufman's Status Conference Instructions.

To demonstrate proper service of the Another Summons and the complaint and instructions to be served with that summons, the plaintiff must file a <u>signed</u> proof of service indicating that the Another Summons and the documents to be served with that summons were timely served on the defendants. If the plaintiffs can obtain an issued Another Summons from the Court by September 30, 2021, the status conference will be continued to **1:30 p.m. on November 24, 2021**.

Party Information

Judge Victoria Kaufman, Presiding Courtroom 301 Calendar

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CONT... Peter M. Seltzer

Chapter 7

Debtor(s):

Peter M. Seltzer Represented By

Misty A Perry Isaacson

Defendant(s):

Neal Harris Pro Se

Plaintiff(s):

Diane Weil Represented By

Tamar Terzian

Trustee(s):

Diane C Weil (TR) Represented By

David Seror Jorge A Gaitan Jessica L Bagdanov Tamar Terzian

Judge Victoria Kaufman, Presiding Courtroom 301 Calendar

Wednesday, September 15, 2021

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1:30 PM

1:20-10910 Thomas A Perez

Chapter 7

Adv#: 1:20-01067 ZAMORA v. Perez

#13.00 Status conference re: complaint for:

- 1. Avoidance of fraudulent transfer;
- 2. Avoidance of insider preference;
- 3. Turnover of estate's property;
- 5. Automatic preservation of avoided transfer

fr. 9/16/20; 11/4/20; 11/18/20; 12/16/20; 4/21/21; 7/7/21

Docket 1

*** VACATED *** REASON: Order of dismissal entered 8/31/21.

Tentative Ruling:

- NONE LISTED -

T	T 0	4 •
Party	Intorn	nation

Debtor(s):

Thomas A Perez Represented By

Stephen Parry

Defendant(s):

Maria Rita Perez Pro Se

Plaintiff(s):

NANCY J ZAMORA Represented By

Toan B Chung

Trustee(s):

Nancy J Zamora (TR) Pro Se

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1:30 PM

1:20-11850 Mariyan Khosravizadeh

Chapter 7

Adv#: 1:21-01005 US OPPS LLC, an Oregon Limited Liability Company v. Khosravizadeh et

#14.00 Status conference re: complaint for non-dischargeability of debt

11 U.S.C. § 523(a)(2)(A); (a)(6), and of discharge 11 U.S.C. § 727(a)(2), (4);

(a)(3); (a)(4)(A)

fr. 3/24/21; 5/5/21 / 7/7/21

Docket 1

Tentative Ruling:

The plaintiff did not timely file a status report updating the Court on the status of the settlement agreement between the parties and/or the status of filing a notice regarding dismissal of its claims under 11 U.S.C. § 727. Consequently, the Court will dismiss this adversary proceeding for failure to prosecute.

The Court will prepare the Order.

Party Information

Debtor(s):

Mariyan Khosravizadeh Represented By

Stephen L Burton

Defendant(s):

Mariyan Khosravizadeh Pro Se

Does 1-100 Pro Se

Plaintiff(s):

US OPPS LLC, an Oregon Limited Represented By

Jason D Ahdoot

Trustee(s):

David Keith Gottlieb (TR) Pro Se

Wednesday, September 15, 2021

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1:30 PM

1:20-12097 Philip H. Lee

Chapter 7

Adv#: 1:21-01043 KeyBank National Association v. Lee

#15.00 Status conference re: complaint objecting to entry of discharge pusuant to 11 U.S.C. §§ 544, 548, 727(A)(4)(A), 727(A)(4)(D) and California Civil Code § 3439 et seq.

Docket 1

Tentative Ruling:

If the defendant files and serves notice of the hearing by **September 15, 2021**, the Court will set the defendant's motion to dismiss [doc. 8] for hearing at **2:30 p.m. on October 6, 2021**. The Court also will continue this status conference to **2:30 p.m. on October 6, 2021**.

Party Information

Debtor(s):

Philip H. Lee Represented By

Matthew Abbasi

Defendant(s):

Philip H. Lee Pro Se

Plaintiff(s):

KeyBank National Association Represented By

Jason E Murtagh Natalie Peled

Trustee(s):

David Keith Gottlieb (TR)

Pro Se

Courtroom 301 Calendar

Wednesday, September 15, 2021

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301

1:30 PM

1:21-10161 Julia M. Arreygue

Chapter 7

Adv#: 1:21-01022 Arreygue v. United States Department of Education

#16.00 Status conference re: first amended complaint

Docket 8

Tentative Ruling:

Parties should be prepared to discuss the following:

Deadline to comply with FRBP 7026 and FRCP 26(a)(1), (f) and (g): 9/29/21.

Deadline to submit joint status report: 10/6/21.

Continued status conference 10/20/21 at 1:30 p.m.

In accordance with Local Bankruptcy Rule 7016-1(a)(4), within seven (7) days after this status conference, the plaintiff must submit a Scheduling Order.

If any of these deadlines are not satisfied, the Court will consider imposing sanctions against the party at fault pursuant to Local Bankruptcy Rule 7016-1(f) and (g).

Party Information

Debtor(s):

Julia M. Arreygue Represented By

Michael Rice

Defendant(s):

United States Department of Pro Se

Plaintiff(s):

Julia Arreygue Represented By

Michael Rice

Trustee(s):

David Keith Gottlieb (TR)

Pro Se

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<u>1:30 PM</u>

CONT... Julia M. Arreygue

Chapter 7

Wednesday, September 15, 2021

Hearing Room

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2:30 PM

1:19-13155 Shobert Vartan

Chapter 7

Adv#: 1:20-01040 Alvarez et al v. Vartan

#17.00 Motion to vacate order dismissing adversary case

Docket 66

Tentative Ruling:

The proof of service attached to the motion indicates that the plaintiffs served the debtor at 230<u>2</u>2 Lull Street, West Hills, CA 91304. However, the debtor's address is 230<u>3</u>2 Lull Street, West Hills, CA 91304. In addition, the debtor's mailing address, identified in his chapter 7 petition, is 3940 Laurel Canyon Boulevard, #1417, Studio City, CA 91604.

The Court will continue this hearing to 2:30 p.m. on October 13, 2021. No later than September 17, 2021, the plaintiffs must file and serve the motion, notice of the continued hearing and notice of the deadline to file a response no later than September 29, 2021 on the debtor at his mailing address on Laurel Canyon Boulevard and at the accurate Lull Street address.

Appearances on September 15, 2021 are excused.

Party Information

Debtor(s):

Shobert Vartan Represented By

Michael Jay Berger

Defendant(s):

Shobert Vartan Pro Se

Plaintiff(s):

Philip Alvarez as Successor Trustee Represented By

Fritz J Firman

Philip Alvarez Represented By

Fritz J Firman

Wednesday, September 15, 2021

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2:30 PM

CONT... Shobert Vartan

Chapter 7

Trustee(s):

David Seror (TR)

Pro Se

Wednesday, September 15, 2021

Hearing Room

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2:30 PM

1:20-11166 Lanny Jay Dugar

Chapter 7

Adv#: 1:20-01083 Bjornbak et al v. Dugar

#18.00 Motion to extend deadlines for completion of fact discovery

Docket 19

Tentative Ruling:

Grant.

Movant must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and movant will be so notified.

T 4	T 0	4 •
Party	Intorr	nation

Debtor(s):

Lanny Jay Dugar Pro Se

Defendant(s):

Lanny Jay Dugar Pro Se

Plaintiff(s):

David Bjornbak Represented By

Qiang Bjornbak

Qiang Bjornbak Represented By

Qiang Bjornbak

Trustee(s):

David Keith Gottlieb (TR) Pro Se